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District Judge Tana Lin

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

KATYE HURLBUT and DUSTIN HURLBUT,  
and the marital community comprised thereof,

Plaintiffs,

v.

UNITED STATES; MADIGAN ARMY  
MEDICAL CENTER, a governmental entity;  
JANE and JOHN DOES 1-10, in their  
respective individual capacities,

Defendants.

CASE NO. 3:22-cv-05819-TL

**JOINT STATUS REPORT  
PURSUANT TO ECF No. 13 AND  
AGREEMENT ON RESPONSIVE  
PLEADING DEADLINE & ORDER**

The parties file this joint status report pursuant to ECF No. 13.

The parties mediated this case with Roy Umlauf on February 28, 2023. The mediation occurred at the offices of Pfau, Cochran, Vertetis, and Amala in Tacoma, Washington. The United States was present with undersigned counsel and Lieutenant Colonel Jennifer McKeel from the Army. Plaintiffs appeared remotely, and their counsel was present in person. The parties were unable to reach a resolution but continue to negotiate a potential settlement.

As negotiations continue, the parties ask the Court to set a Scheduling Conference with the Court which allows sufficient time for the parties to meet and confer pursuant to

FRCP 26(f) and file a joint proposed scheduling order, as the case was stayed before this occurred. Additionally, the parties stipulate and agree that Defendants' responsive pleading deadline, whether by answer or motion, should be April 13, 2023, or 14-days after an Amended Complaint, whichever is later.

RESPECTFULLY SUBMITTED: March 3, 2023.

Vanessa R. Waldref  
United States Attorney for EDWA

PFAU, COCHRAN, VERTETIS & AMALA,  
PLLC

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*s/Derek T. Taylor*

*s/Thomas B. Vertetis*  
*s/Elizabeth P. Calora*  
*s/William T. McClure*

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The parties having stipulated and agreed, it is so ORDERED. Defendants' response to the complaint is due **April 13, 2023**, or **fourteen (14) days** after an amended complaint, whichever is later. An order will issue separately as to a scheduling conference.

DATED this 7th day of March 2023.

  
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Tana Lin  
United States District Judge